

**UNOFFICIAL VERSION**

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**MONDAY, JANUARY 27, 2020**

**FORTIETH LEGISLATIVE DAY**

**CALL TO ORDER**

The Senate met at 4:30 p.m., and was called to order by Mr. Speaker McNally.

**PRAYER**

The proceedings were opened with prayer by Pastor Cal Hampton of Second Mile Church in Clarksville, Tennessee, a guest of Senator Powers.

**PLEDGE OF ALLEGIANCE**

Senator Powers led the Senate in the Pledge of Allegiance to the Flag.

**SALUTE TO THE FLAG OF TENNESSEE**

Senator Powers led the Senate in the Salute to the Flag of Tennessee.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 30

Senators present were: Akbari, Bailey, Bell, Bowling, Briggs, Dickerson, Gardenhire, Gilmore, Haile, Hensley, Jackson, Johnson, Kyle, Lundberg, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally--30.

**COMMUNICATIONS**

January 24, 2020

Lt. Governor Randy McNally  
425 Fifth Avenue  
Suite 700, Cordell Hull Building  
Nashville, TN 37243

Dear Lt. Governor McNally,

This letter is to excuse me from Session on January 27th, due to a doctor appointment. Please reach out to my office at 615-741-2368 if you have any questions or concerns.

Sincerely,

/s/ Dolores Gresham  
Senator, District 26

MONDAY, JANUARY 27, 2020 – 40TH LEGISLATIVE DAY

APPROVED: Lieutenant Governor  
Randy McNally

January 27, 2020

Lt. Governor Randy McNally  
Suite 700, Cordell Hull Building  
425 5th Avenue North  
Nashville, TN 37243

Dear Lt. Governor McNally:

It has come to my attention that my very good friend and mentor Reverend Charles Charlton passed away this week while I was home. His funeral has been set for this Monday at 8:00 p.m. As I have been asked to eulogize him, I respectfully request your consideration to be absent on Monday, January 27th session in order to attend Reverend Charlton's funeral. I will be present for our Government Operations committee on Monday at 11 a.m. and will return on Tuesday, January 28th for Senate work and committee meetings on Wednesday.

As ever,

/s/ Senator Rusty Crowe

APPROVED: Lieutenant Governor  
Randy McNally

## COMMUNICATIONS

January 27, 2020

The Honorable Randy McNally  
Lieutenant Governor of Tennessee  
Suite 700 Cordell Hull Building  
425 Fifth Avenue North  
Nashville, TN 37243

Dear Lieutenant Governor McNally:

I respectfully request that my absence at Senate Sessions on January 27 and 29 be excused due to out of town travel and an event in my district.

Thank you for your consideration of this request.

Sincerely,

/s/ Brian Kelsey

APPROVED: Lieutenant Governor  
Randy McNally

## MOTION

Senator Johnson moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bills Nos. 1810 through 1858** be passed on first consideration, which motion prevailed.

## INTRODUCTION OF BILLS

The Speaker announced the following bills were filed for introduction and passed first consideration:

**Senate Bill No. 1810** by Senator Yager.

Taxes, Exemption and Credits -- As introduced, lowers, from \$500,000 to \$100,000, the amount of the required capital investment to be made by a business engaged in an enterprise located in an adventure tourism district to qualify for a job tax credit. Amends TCA Title 11, Chapter 11, Part 2 and Section 67-4-2109.

**Senate Bill No. 1811** by Senator Hensley.

Real Property -- As introduced, authorizes an offeree to cancel a contract or agreement, within 30 days from the offeree signing the agreement or contract, that was entered into following an unsolicited offer to purchase the offeree's real property that was sent through the mail. Amends TCA Title 8; Title 13; Title 39; Title 47; Title 66 and Title 71.

**Senate Bill No. 1812** by Senator Hensley.

Traffic Safety -- As introduced, adds physicians and nurse practitioners in the performance of their duties to those persons exempt from the prohibition on using hand-held telecommunication devices while operating a motor vehicle. Amends TCA Title 55, Chapter 8.

**Senate Bill No. 1813** by Senator Hensley.

Local Education Agencies -- As introduced, requires each LEA to install technology on its computers to filter or block inappropriate websites and information otherwise accessible through the internet; requires each LEA to review its internet acceptable use policy and the technology installed on its computers to filter or block inappropriate websites and information otherwise accessible through the internet no later than January 1, 2021, and at least once every three years thereafter. Amends TCA Title 49.

**Senate Bill No. 1814** by Senator Hensley.

Hospitals and Health Care Facilities -- As introduced, enacts the "Nursing Home Resident Care Monitoring Act," which requires nursing homes to equip a resident's room with a monitoring device at the request of the resident or the resident's legal representative. Amends TCA Title 39; Title 63; Title 68 and Title 71.

**Senate Bill No. 1815** by Senator Hensley.

Education -- As introduced, limits the number of Tennessee comprehensive assessment program (TCAP) tests administered to students in grades three through 12. Amends TCA Title 49.

**Senate Bill No. 1816** by Senator Hensley.

Education, Dept. of -- As introduced, requires the department to annually compile a list of courses that may be substituted for certain high school course requirements; requires the department, by

April 15 of each year, to distribute the list to each LEA and public charter high school and to the Tennessee higher education commission for distribution to high school counselors and to public institutions of higher education in this state. Amends TCA Title 49.

**Senate Bill No. 1817** by Senator Gardenhire.

Law Enforcement -- As introduced, requires the conduct of law enforcement personnel in initiating or continuing pursuit of a fleeing party to be in reckless disregard of law enforcement policies and procedures in order for the law enforcement personnel or the employer of the law enforcement personnel to be liable for injuries to a third party proximately caused by a fleeing party. Amends TCA Title 55, Chapter 8.

**Senate Bill No. 1818** by Senator Massey.

Criminal Offenses -- As introduced, requires a law enforcement officer to notify the department of children's services when a person under 18 years of age is taken into custody for suspicion of committing the offense of prostitution. Amends TCA Title 39, Chapter 13, Part 5.

**Senate Bill No. 1819** by Senator Gardenhire.

Judges and Chancellors -- As introduced, requires that, upon a judge or chancellor withdrawing or being found incompetent, a successor is designated within 30 days of the finding of incompetency or withdrawal. Amends TCA Title 16; Title 17; Title 19; Title 20 and Title 21.

**Senate Bill No. 1820** by Senator Bowling.

Criminal Offenses -- As introduced, adds imminent danger of serious sexual abuse as a justification for the use of deadly force in self-defense and to defenses of duress and use of deadly force by law enforcement officer; defines serious sexual abuse as rape, aggravated rape, rape of a child, or aggravated rape of a child. Amends TCA Title 39 and Title 40.

**Senate Bill No. 1821** by Senator Bowling.

Professions and Occupations -- As introduced, repeals the Locksmith Licensing Act of 2006. Amends TCA Title 62, Chapter 11; Title 62, Chapter 35 and Title 62, Chapter 76.

**Senate Bill No. 1822** by Senator Robinson.

Education -- As introduced, requires LEAs to provide opportunity for enrollment in a pre-kindergarten program to all children who are four years of age by September 30 of each year. Amends TCA Title 4, Chapter 51 and Title 49.

**Senate Bill No. 1823** by Senator Robinson.

Expunction -- As introduced, requires a court ordering expunction of a criminal offense to determine whether the petitioner is eligible to vote under state and federal law and, if so, issue a certificate of voting rights restoration that may be used to apply for and receive a voter registration card. Amends TCA Title 40.

**Senate Bill No. 1824** by Senator Powers.

Funeral Directors and Embalmers -- As introduced, authorizes qualified aliens enumerated in federal law to apply for a funeral director's license. Amends TCA Section 62-5-305.

**Senate Bill No. 1825** by Senator Kelsey.

Planning, Public -- As introduced, allows an owner or agent of the owner of land to sell, agree to sell, or negotiate to sell the land by reference to a subdivision plat before the final subdivision plat is

approved by the planning commission. Amends TCA Title 13, Chapter 3; Title 13, Chapter 4 and Title 66.

**Senate Bill No. 1826** by Senator Reeves.

Alcoholic Beverages -- As introduced, designates Sand Creek Farm as a premier type tourist resort for purposes of consuming alcoholic beverages on the premises. Amends TCA Title 57, Chapter 4, Part 1.

**Senate Bill No. 1827** by Senator Haile.

Opioids -- As introduced, requires commissioner of health and commissioner of mental health and substance abuse services to report to the speakers and the health committees on the impact of recent legislation reducing the abuse of opioids in this state. Amends TCA Title 4; Title 33; Title 34; Title 36; Title 37; Title 39; Title 40; Title 41; Title 49; Title 50; Title 53; Title 56; Title 63; Title 68 and Title 71.

**Senate Bill No. 1828** by Senator Akbari.

Expunction -- As introduced, removes misdemeanor fraudulent use of a credit card or debit card (up to \$500) from the list of offenses that are ineligible for expunction. Amends TCA Section 40-32-101.

**Senate Bill No. 1829** by Senator Akbari.

Holidays and Days of Special Observance -- As introduced, designates as a legal holiday June 19 each year as Juneteenth Day. Amends TCA Title 15.

**Senate Bill No. 1830** by Senator Akbari.

Public Health -- As introduced, directs the Tennessee Advisory Commission on Intergovernmental Relations to study the homicide rate of African-American victims in this state to determine the causes of the state's high rate, whether legislative action is necessary to address those causes, and ways in which the state and local governments can work together to reduce the rate; requires TACIR to make its report to the general assembly by January 31, 2021. Amends TCA Title 38 and Title 39.

**Senate Bill No. 1831** by Senator Akbari.

Holidays and Days of Special Observance -- As introduced, designates Emancipation Day, August 8 each year, as a state legal holiday. Amends TCA Title 15.

**Senate Bill No. 1832** by Senator Akbari.

Human Rights -- As introduced, enacts the "Create a Respectful and Open Workplace for Natural Hair (CROWN) Act," which defines race and protective hairstyle for purposes of the Tennessee Human Rights Act. Amends TCA Title 4, Chapter 21; Title 8; Title 49 and Title 50.

**Senate Bill No. 1833** by Senator Akbari.

Dentists and Dentistry -- As introduced, deletes prohibition on the appointment of persons to the board of dentistry who are employed by or are a member of the governing body of a dental school or related educational institution, or any dental supply business or laboratory. Amends TCA Title 63, Chapter 5.

**Senate Bill No. 1834** by Senator Akbari.

Criminal Offenses -- As introduced, makes various changes to the process for restoration of voting rights, including requiring an inmate's voting rights to be automatically restored upon completion of the sentence imposed. Amends TCA Title 40, Chapter 29.

**Senate Bill No. 1835** by Senator Akbari.

Holidays and Days of Special Observance -- As introduced, designates the month of April as "Health and Beauty Month." Amends TCA Title 15, Chapter 2.

**Senate Bill No. 1836** by Senator Akbari.

Law Enforcement -- As introduced, prohibits law enforcement from altering a photograph of a suspect prior to presenting the photograph to a witness as part of a police lineup; prohibits the admission of an identification that resulted from a police lineup using an altered photograph. Amends TCA Title 24, Chapter 7; Title 38 and Title 40.

**Senate Bill No. 1837** by Senator Akbari.

Election Laws -- As introduced, requires county election commissions to conduct a supplemental registration at public and private high schools once each fall and spring semester; authorizes county election commissions to designate teachers as deputies for the purposes of in-person registration at supplemental registrations. Amends TCA Title 2 and Title 49.

**Senate Bill No. 1838** by Senator Akbari.

Teachers, Principals and School Personnel -- As introduced, revises evaluation systems for teachers and other licensed school personnel; enacts a continuing contract law in lieu of the current tenure system. Amends TCA Title 49.

**Senate Bill No. 1839** by Senator Akbari.

Prisons and Reformatory Institutions -- As introduced, requires a physician to provide prenatal and postpartum medical care to pregnant prisoners and detainees; requires correctional institutions to provide pregnant prisoners nutritionally appropriate meals and supplemental provisions. Amends TCA Title 41, Chapter 21, Part 2.

**Senate Bill No. 1840** by Senator Akbari.

Insurance Companies, Agents, Brokers, Policies -- As introduced, requires the department of commerce and insurance to develop a common summary of payments form for use by carriers and provided to insureds with respect to provider claims submitted to a payer; specifies the manner in which carriers can offer delivery of the summary to certain individuals; requires the department to issue guidance and provide, in collaboration with the department of health, education to providers and consumers on these requirements. Amends TCA Title 4; Title 8; Title 56; Title 63 and Title 68.

**Senate Bill No. 1841** by Senator Akbari.

Consumer Protection -- As introduced, prohibits a direct-to-consumer genetic testing business entity from sharing personally identifiable genetic test data or other personally identifiable information about a consumer with a third party without the express written consent of the consumer or a subpoena or court order. Amends TCA Title 4; Title 29; Title 39; Title 47, Chapter 18; Title 53; Title 63 and Title 68.

**Senate Bill No. 1842** by Senator Akbari.

Schools, Charter -- As introduced, requires the department of education to make annual financial reports from each public charter school available to the public by posting the reports to the department's website; requires public charter schools to provide information on all funds received by the public charter school. Amends TCA Title 49, Chapter 13.

**Senate Bill No. 1843** by Senator Akbari.

Election Laws -- As introduced, adds authorization to use a photo identification card issued by an accredited public postsecondary institution of education in this state for purposes of verifying the identity of an eligible voter. Amends TCA Title 2, Chapter 7.

**Senate Bill No. 1844** by Senator Akbari.

Probation and Parole -- As introduced, requires each voting member of the board of parole to meet in person with a parole applicant prior to making a determination regarding a grant, denial, revocation, or rescission of parole on behalf of the applicant. Amends TCA Title 40, Chapter 28.

**Senate Bill No. 1845** by Senator Akbari.

Probation and Parole -- As introduced, allows a court to reduce a probation sentence by 30 days for each 30 consecutive days of probation served without a probation violation. Amends TCA Title 40, Chapter 35.

**Senate Bill No. 1846** by Senator Akbari.

Juvenile Offenders -- As introduced, requires a video recording to be made of any interrogation of a child who has been taken into custody due to suspicion that the child committed a delinquent act or unruly conduct; states that the requirement may not be waived. Amends TCA Title 37.

**Senate Bill No. 1847** by Senator Akbari.

Juvenile Offenders -- As introduced, requires a child's parent, guardian, or custodian to be present during any interview or interrogation when a child has been taken into custody due to suspicion that the child committed a delinquent act or unruly conduct that places the child in jeopardy of being removed from the home; states that the child may not waive the requirement. Amends TCA Title 37 and Title 39.

**Senate Bill No. 1848** by Senator Akbari.

Controlled Substances -- As introduced, requires a court to grant judicial diversion for possession of less than one ounce of marijuana, regardless of a defendant's prior criminal convictions. Amends TCA Title 39 and Title 40.

**Senate Bill No. 1849** by Senator Akbari.

Controlled Substances -- As introduced, authorizes the retail sale of marijuana; levies a 12 percent tax on the retail sale of marijuana. Amends TCA Title 29, Chapter 38; Title 39; Title 40; Title 53, Chapter 11; Title 67; Title 68 and Title 71.

**Senate Bill No. 1850** by Senator Akbari.

Controlled Substances -- As introduced, reduces, from a Class A misdemeanor to a Class C misdemeanor, the offenses of knowing possession, casual exchange, and distribution of small amounts of marijuana; establishes early release eligibility for nonviolent offenders convicted of Class A misdemeanor marijuana offense. Amends TCA Title 39; Title 40 and Title 41.

**Senate Bill No. 1851** by Senator Akbari.

Salaries and Benefits -- As introduced, increases the minimum hourly wage for an employee who receives tips, from "\$2.13 plus tips that must equal at least \$7.25" to "\$7.25 in addition to any tips the employee receives". Amends TCA Title 50, Chapter 2.

**Senate Bill No. 1852** by Senator Akbari.

Health, Dept. of -- As introduced, requires the commissioner to report electronically by October 1 each year to the health committee of the senate and the health and welfare committee of the house



of representatives on prescription drug costs that have increased by more than 200 percent during the previous fiscal year. Amends TCA Title 53 and Title 68.

**Senate Bill No. 1853** by Senator Akbari.

General Assembly, Directed Studies -- As introduced, directs Tennessee advisory commission on intergovernmental relations to perform a study to find any disparities between equal pay for equal work between men and women of the public sector in this state. Amends TCA Title 4 and Title 50.

**Senate Bill No. 1854** by Senator Akbari.

Election Laws -- As introduced, authorizes person who registers to vote by mail to cast the person's first vote by absentee ballot. Amends TCA Title 2.

**Senate Bill No. 1855** by Senator Akbari.

Bail, Bail Bonds -- As introduced, changes the time period for filing an answer denying the charges or setting forth extenuating circumstances from 20 days to 30 days after notice of a court withholding, withdrawing, or suspending a bondsman or other surety. Amends TCA Title 40, Chapter 11 and Title 40, Chapter 4.

**Senate Bill No. 1856** by Senator Akbari.

Municipal Government -- As introduced, enacts the "Urban Agriculture Zone Act." Amends TCA Title 7; Title 43 and Title 67.

**Senate Bill No. 1857** by Senator Swann.

Real Property -- As introduced, prohibits governmental entities from requiring right-of-way dedications from landowners with property located along an existing public right-of-way; authorizes governmental entities to require a right-of-way reservation as a condition of approving any proposed subdivision of property; clarifies that a real estate licensee has no duty to inform any party to a real estate transaction concerning a right-of-way reservation. Amends TCA Title 13; Title 62 and Title 66.

**Senate Bill No. 1858** by Senator Kyle.

Employees, Employers -- As introduced, enacts the "Tennessee Family Insurance Act." Amends TCA Title 4, Chapter 21; Title 10, Chapter 7, Part 5 and Title 50.

**MOTION**

Senator Johnson moved, pursuant to Rule 33 and Article II, Section 18 of the Constitution of the State of Tennessee, that **Senate Bills Nos. 1769 through 1809** be passed on second consideration and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

**SENATE BILLS ON SECOND CONSIDERATION**

The Speaker announced the following bills passed second consideration and were referred to the appropriate committees or held on the Clerk's desk:

**Senate Bill No. 1769** referred to the Committee on Judiciary.

**Senate Bill No. 1770** referred to the Committee on State and Local Government.

**Senate Bill No. 1771** referred to the Committee on Commerce and Labor.



**Senate Bill No. 1772** referred to the Committee on State and Local Government.

**Senate Bill No. 1773** referred to the Committee on State and Local Government.

**Senate Bill No. 1774** referred to the Committee on Judiciary.

**Senate Bill No. 1775** referred to the Committee on Commerce and Labor.

**Senate Bill No. 1776** referred to the Committee on Commerce and Labor.

**Senate Bill No. 1777** referred to the Committee on Commerce and Labor.

**Senate Bill No. 1778** referred to the Committee on Commerce and Labor.

**Senate Bill No. 1779** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 1780** referred to the Committee on Judiciary.

**Senate Bill No. 1781** referred to the Committee on Judiciary.

**Senate Bill No. 1782** referred to the Committee on State and Local Government.

**Senate Bill No. 1783** referred to the Committee on Judiciary.

**Senate Bill No. 1784** referred to the Committee on Judiciary.

**Senate Bill No. 1785** referred to the Committee on Education.

**Senate Bill No. 1786** referred to the Committee on State and Local Government.

**Senate Bill No. 1787** referred to the Committee on Education.

**Senate Bill No. 1788** referred to the Committee on Commerce and Labor.

**Senate Bill No. 1789** referred to the Committee on Health and Welfare.

**Senate Bill No. 1790** referred to the Committee on Education.

**Senate Bill No. 1791** referred to the Committee on Judiciary.

**Senate Bill No. 1792** referred to the Committee on State and Local Government.

**Senate Bill No. 1793** referred to the Committee on Health and Welfare.

**Senate Bill No. 1794** referred to the Committee on Health and Welfare.

**Senate Bill No. 1795** referred to the Committee on Commerce and Labor.

**Senate Bill No. 1796** referred to the Committee on Commerce and Labor.

**Senate Bill No. 1797** referred to the Committee on State and Local Government.

**Senate Bill No. 1798** referred to the Committee on State and Local Government.

**Senate Bill No. 1799** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 1800** referred to the Committee on Judiciary.

**Senate Bill No. 1801** referred to the Committee on Energy, Agriculture and Natural Resources.

**Senate Bill No. 1802** referred to the Committee on Judiciary.

**Senate Bill No. 1803** referred to the Committee on State and Local Government.

**Senate Bill No. 1804** referred to the Committee on Commerce and Labor.

**Senate Bill No. 1805** referred to the Committee on Judiciary.

**Senate Bill No. 1806** referred to the Committee on State and Local Government.

**Senate Bill No. 1807** referred to the Committee on Judiciary.

**Senate Bill No. 1808** referred to the Committee on Judiciary.

**Senate Bill No. 1809** referred to the Committee on State and Local Government.

#### **MOTION**

Senator Johnson moved, pursuant to Rule 21, **Senate Joint Resolution No. 766**; and **Senate Resolution No. 94** be passed on first consideration and lie over, which motion prevailed.

#### **INTRODUCTION OF RESOLUTIONS**

The Speaker announced the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

**Senate Joint Resolution No. 766** by Senator Akbari.  
Memorials, Recognition -- Fresh and Richfresh.

**Senate Resolution No. 94** by Senator Akbari.  
Memorials, Recognition -- Pastor J. L. Payne.

#### **MOTION**

Senator Johnson moved, pursuant to Rule 21, **House Joint Resolutions Nos. 702 through 706, 708, 709 and 728 through 731; Senate Joint Resolutions Nos. 732 through 762**; and **Senate Resolutions Nos. 92 through 93** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

**RESOLUTIONS LYING OVER**

The Speaker announced the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

**House Joint Resolution No. 702** -- Memorials, Recognition -- Barry Alsup.

The Speaker announced that he had referred House Joint Resolution No. 702 to the Committee on Calendar.

**House Joint Resolution No. 703** -- Memorials, Retirement -- Susan Johnson.

The Speaker announced that he had referred House Joint Resolution No. 703 to the Committee on Calendar.

**House Joint Resolution No. 704** -- Memorials, Public Service -- Congressman Phil Roe.

The Speaker announced that he had referred House Joint Resolution No. 704 to the Committee on Calendar.

**House Joint Resolution No. 705** -- Memorials, Recognition -- Rodney Atkins.

The Speaker announced that he had referred House Joint Resolution No. 705 to the Committee on Calendar.

**House Joint Resolution No. 706** -- Memorials, Recognition -- Battle of Nashville, 155th anniversary.

The Speaker announced that he had referred House Joint Resolution No. 706 to the Committee on Calendar.

**House Joint Resolution No. 708** -- Memorials, Sports -- University of Tennessee Volunteers football team.

The Speaker announced that he had referred House Joint Resolution No. 708 to the Committee on Calendar.

**House Joint Resolution No. 709** -- Memorials, Recognition -- Dr. W. Kirk Brothers.

The Speaker announced that he had referred House Joint Resolution No. 709 to the Committee on Calendar.

**House Joint Resolution No. 728** -- Memorials, Recognition -- Carol Hickman, Governor's Volunteer Stars Award.

The Speaker announced that he had referred House Joint Resolution No. 728 to the Committee on Calendar.

**House Joint Resolution No. 729** -- Memorials, Death -- Oscar Denton Little, Sr.

The Speaker announced that he had referred House Joint Resolution No. 729 to the Committee on Calendar.

**House Joint Resolution No. 730** -- Memorials, Heroism -- Tucker Tapp.

The Speaker announced that he had referred House Joint Resolution No. 730 to the Committee on Calendar.

**House Joint Resolution No. 731** -- Memorials, Recognition -- Tennessee Speech and Debate Society.

The Speaker announced that he had referred House Joint Resolution No. 731 to the Committee on Calendar.

**Senate Joint Resolution No. 732** -- Memorials, Recognition -- Navy Week, March 30-April 5, 2020.

The Speaker announced that he had referred Senate Joint Resolution No. 732 to the Committee on State and Local Government.

**Senate Joint Resolution No. 733** -- Memorials, Recognition -- Rosemary Wigington.

The Speaker announced that he had referred Senate Joint Resolution No. 733 to the Committee on Calendar.

**Senate Joint Resolution No. 734** -- General Assembly, Confirmation of Appointment -- Alan Levine, Public Charter School Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 734 to the Committee on Education.

**Senate Joint Resolution No. 735** -- General Assembly, Confirmation of Appointment -- Christine P. Richards, Public Charter School Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 735 to the Committee on Education.

**Senate Joint Resolution No. 736** -- General Assembly, Confirmation of Appointment -- Dave Hanson, Public Charter School Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 736 to the Committee on Education.

**Senate Joint Resolution No. 737** -- General Assembly, Confirmation of Appointment -- Derwin Sisnett, Public Charter School Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 737 to the Committee on Education.

**Senate Joint Resolution No. 738** -- General Assembly, Confirmation of Appointment -- Eddie Smith, Public Charter School Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 738 to the Committee on Education.

**Senate Joint Resolution No. 739** -- General Assembly, Confirmation of Appointment -- Mary Pierce, Public Charter School Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 739 to the Committee on Education.

**Senate Joint Resolution No. 740** -- General Assembly, Confirmation of Appointment -- Terence Patterson, Public Charter School Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 740 to the Committee on Education.

**Senate Joint Resolution No. 741** -- General Assembly, Confirmation of Appointment -- Tom Griscom, Public Charter School Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 741 to the Committee on Education.

**Senate Joint Resolution No. 742** -- General Assembly, Confirmation of Appointment -- Wendy Tucker, Public Charter School Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 742 to the Committee on Education.

**Senate Joint Resolution No. 743** -- General Assembly, Confirmation of Appointment -- Dean Mills, Textbook and Instructional Materials Quality Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 743 to the Committee on Education.

**Senate Joint Resolution No. 744** -- General Assembly, Confirmation of Appointment -- Marcie Rudd, Textbook and Instructional Materials Quality Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 744 to the Committee on Education.

**Senate Joint Resolution No. 745** -- General Assembly, Confirmation of Appointment -- Larry Jensen, State Board of Education.

The Speaker announced that he had referred Senate Joint Resolution No. 745 to the Committee on Education.

**Senate Joint Resolution No. 746** -- General Assembly, Confirmation of Appointment -- Lillian Hartgrove, State Board of Education.

The Speaker announced that he had referred Senate Joint Resolution No. 746 to the Committee on Education.

**Senate Joint Resolution No. 747** -- General Assembly, Confirmation of Appointment -- Nate Morrow, State Board of Education.

The Speaker announced that he had referred Senate Joint Resolution No. 747 to the Committee on Education.

**Senate Joint Resolution No. 748** -- General Assembly, Confirmation of Appointment -- Dr. Ken Burger, English Language Arts and Math Standards Recommendation Committee.

The Speaker announced that he had referred Senate Joint Resolution No. 748 to the Committee on Education.

**Senate Joint Resolution No. 749** -- General Assembly, Confirmation of Appointment -- Joseph Wingfield, English Language Arts and Math Standards Recommendation Committee.

The Speaker announced that he had referred Senate Joint Resolution No. 749 to the Committee on Education.

**Senate Joint Resolution No. 750** -- General Assembly, Confirmation of Appointment -- Leslie Clifton, English Language Arts and Math Standards Recommendation Committee.

The Speaker announced that he had referred Senate Joint Resolution No. 750 to the Committee on Education.

**Senate Joint Resolution No. 751** -- General Assembly, Confirmation of Appointment -- Dr. Shannon Duncan, English Language Arts and Math Standards Recommendation Committee.

The Speaker announced that he had referred Senate Joint Resolution No. 751 to the Committee on Education.

**Senate Joint Resolution No. 752** -- Memorials, Death -- Ronald Lewis Schlicher.

The Speaker announced that he had referred Senate Joint Resolution No. 752 to the Committee on Calendar.

**Senate Joint Resolution No. 753** -- Memorials, Retirement -- Battalion Chief Jimmy Jennings, Franklin Fire Department.

The Speaker announced that he had referred Senate Joint Resolution No. 753 to the Committee on Calendar.

**Senate Joint Resolution No. 754** -- Memorials, Recognition -- Susan England, Ms. Tennessee Senior America 2019.

The Speaker announced that he had referred Senate Joint Resolution No. 754 to the Committee on Calendar.

**Senate Joint Resolution No. 755** -- Memorials, Personal Achievement -- Kaleb Worthington, Eagle Scout.

The Speaker announced that he had referred Senate Joint Resolution No. 755 to the Committee on Calendar.

**Senate Joint Resolution No. 756** -- Memorials, Recognition -- Family Meals Month, September 2020.

The Speaker announced that he had referred Senate Joint Resolution No. 756 to the Committee on Health and Welfare.

**Senate Joint Resolution No. 757** -- Memorials, Death -- Sue K. Atchley.

The Speaker announced that he had referred Senate Joint Resolution No. 757 to the Committee on Calendar.

**Senate Joint Resolution No. 758** -- Memorials, Death -- Donald Ledford.

The Speaker announced that he had referred Senate Joint Resolution No. 758 to the Committee on Calendar.

**Senate Joint Resolution No. 759** -- Memorials, Recognition -- Arts in Education Week.

The Speaker announced that he had referred Senate Joint Resolution No. 759 to the Committee on Education.

**Senate Joint Resolution No. 760** -- Memorials, Death -- Lisa Powers Cooper.

The Speaker announced that he had referred Senate Joint Resolution No. 760 to the Committee on Calendar.

**Senate Joint Resolution No. 761** -- Memorials, Death -- Carrie McLaughlin Gentry.

The Speaker announced that he had referred Senate Joint Resolution No. 761 to the Committee on Calendar.

**Senate Joint Resolution No. 762** -- Memorials, Recognition -- Haylee Ferguson, Governor's Volunteer Stars Award.

The Speaker announced that he had referred Senate Joint Resolution No. 762 to the Committee on Calendar.

**Senate Resolution No. 92** -- Naming and Designating -- "Don Spain Media Gallery," Senate Hearing Room I in Cordell Hull Building.

The Speaker announced that he had referred Senate Resolution No. 92 to the Committee on State and Local Government.



**Senate Resolution No. 93** -- Memorials, Death -- Ruth Sharp.

The Speaker announced that he had referred Senate Resolution No. 93 to the Committee on Calendar.

**MOTION**

Senator Jackson moved that **Senate Joint Resolution No. 710** be rereferred to the Committee on Calendar, which motion prevailed.

**CONSENT CALENDAR**

**Senate Joint Resolution No. 704** -- Memorials, Retirement -- Trooper Donnie E. Williams.

**Senate Joint Resolution No. 705** -- Memorials, Retirement -- Sharon K. Reed.

**Senate Joint Resolution No. 706** -- Memorials, Death -- James William Howard, Jr.

**Senate Joint Resolution No. 708** -- Memorials, Death -- Chief Pat Edward "Eddie" Cureton.

**Senate Joint Resolution No. 709** -- Memorials, Recognition -- Cancer Support Community East Tennessee, 30th anniversary.

**Senate Joint Resolution No. 711** -- Memorials, Death -- Sterling Haskel Ayers.

**Senate Joint Resolution No. 712** -- Memorials, Professional Achievement -- Jonathan D. Cooper, Tennessee Association of Criminal Defense Lawyers 2019-2020 President.

**Senate Joint Resolution No. 713** -- Memorials, Death -- Judge Timothy Ray Brock.

**Senate Joint Resolution No. 714** -- Memorials, Recognition -- Chattanooga Charter School of Excellence, Reward School.

**House Joint Resolution No. 656** -- Memorials, Death -- Dennis Lee Houser.

**House Joint Resolution No. 684** -- Memorials, Personal Occasion -- Leonard Doyle Kirk, 90th birthday.

**House Joint Resolution No. 685** -- Memorials, Recognition -- Reverend Reneé Kesler.

**House Joint Resolution No. 688** -- Memorials, Death -- William B. "Bill" Whitson.

**House Joint Resolution No. 689** -- Memorials, Retirement -- Melissa Clark Gay.

**House Joint Resolution No. 691** -- Memorials, Public Service -- Scott W. Gilmer.

**House Joint Resolution No. 692** -- Memorials, Recognition -- Robert Wesley "Robbie" Fox, Sr.

**House Joint Resolution No. 694** -- Memorials, Sports -- Elizabethton High School football team, TSSAA Division I, Class 4A State Champions.

**House Joint Resolution No. 697** -- Memorials, Recognition -- Town of Collierville, 150th anniversary.

**House Joint Resolution No. 698** -- Memorials, Death -- William Henry "Bill" Mueller.

**House Joint Resolution No. 699** -- Memorials, Professional Achievement -- Theresa Thayer, Governor's Excellence in Service Award.

**House Joint Resolution No. 700** -- Memorials, Death -- Ezra Carlisle Beasley, Jr.

**House Joint Resolution No. 701** -- Memorials, Sports -- Maryville High School, 2019 TSSAA Class 6A Football State Champions.

Senator Jackson moved that all Senate Joint Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes .....	30
Noes .....	0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Dickerson, Gardenhire, Gilmore, Haile, Hensley, Jackson, Johnson, Kyle, Lundberg, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

### **CALENDAR**

**Senate Bill No. 645** -- Insurance Companies, Agents, Brokers, Policies -- As introduced, corrects a reference to the insurance and banking committee of the house of representatives by replacing it with a reference to the insurance committee of the house of representatives. Amends TCA Title 56.

Senator Pody declared Rule 13 on **Senate Bill No. 645**.

On motion, Senate Bill No. 645 was made to conform with **House Bill No. 874**.

On motion, House Bill No. 874, on same subject, was substituted for Senate Bill No. 645.

On motion of Senator Bailey, Amendment No. 1 was withdrawn.

Senator Bailey moved to amend as follows:

### **AMENDMENT NO. 2**

AMEND by deleting the effective date section and substituting instead the following:

SECTION \_\_\_\_\_. This act shall take effect July 1, 2020, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

Thereupon, **House Bill No. 874**, as amended, passed its third and final consideration by the following vote:

Ayes ..... 25  
Noes ..... 5

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Dickerson, Gardenhire, Haile, Hensley, Jackson, Johnson, Lundberg, Massey, Niceley, Pody, Powers, Reeves, Roberts, Rose, Southerland, Stevens, Swann, Watson, White, Yager and Mr. Speaker McNally--25.

Senators voting no were: Akbari, Gilmore, Kyle, Robinson and Yarbro--5.

A motion to reconsider was tabled.

**House Joint Resolution No. 1** -- General Assembly, Statement of Intent or Position -- Recognizes teen suicide as a health crisis in Tennessee.

Thereupon, **House Joint Resolution No. 1** was concurred in by the following vote:

Ayes ..... 30  
Noes ..... 0

Senators voting aye were: Akbari, Bailey, Bell, Bowling, Briggs, Dickerson, Gardenhire, Gilmore, Haile, Hensley, Jackson, Johnson, Kyle, Lundberg, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbro and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

#### **MOTION**

Senator Johnson moved that Rule 37 be suspended for the immediate consideration of **Senate Joint Resolution No. 779**, out of order, which motion prevailed.

#### **RESOLUTION LYING OVER**

**Senate Joint Resolution No. 779** -- General Assembly, Joint Conventions -- State of the State address, February 3, 2020.

On motion of Senator Johnson, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 779** was adopted.

#### **MOTION**

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Senator Johnson moved that Rule 37 be suspended for the immediate consideration of **Senate Joint Resolution No. 780**, out of order, which motion prevailed.

#### **RESOLUTION LYING OVER**

**Senate Joint Resolution No. 780** -- Budget Procedures -- Authorizes transmittal of the state budget document for fiscal year 2020-2021 by Monday, February 3, 2020; authorizes filing of budget legislation by Wednesday, February 5, 2020, in House and Thursday, February 6, 2020, in Senate.

On motion of Senator Johnson, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 780** was adopted.

#### **RECALL OF BILL**

On motion of Senator Yager, **Senate Joint Resolution No. 645** was recalled from the Committee on Transportation and Safety.

#### **WITHDRAWAL OF BILL**

On motion of Senator Yager, Senate Joint Resolution No. 645 was withdrawn from the Senate.

#### **RECALL OF BILL**

On motion of Senator Akbari, **Senate Bill Nos. 1838 and 1840** were recalled from the Clerk's Desk.

#### **WITHDRAWAL OF BILL**

On motion of Senator Akbari, Senate Bill Nos. 1838 and 1840 were withdrawn from the Senate.

#### **RECALL OF BILL**

On motion of Senator White, **Senate Joint Resolution No. 710** was recalled from the Committee on Calendar.

#### **WITHDRAWAL OF BILL**

On motion of Senator White, Senate Joint Resolution No. 710 was withdrawn from the Senate.

#### **MOTION**

On motion of Senators Rose and Stevens, their names were added as sponsors of **Senate Bill No. 645**.

On motion of Senator Robinson, her name was added as sponsor of **Senate Bill Nos. 1636, 1720, 1723, 1729, 1760, 1767, 1784, 1787, 1788, 1789, 1794 and 1800.**

On motion of Senator Hensley, his name was added as sponsor of **Senate Joint Resolution No. 648; and House Joint Resolution No. 684.**

On motion of Senators Akbari, Bailey, Bell, Bowling, Briggs, Dickerson, Gardenhire, Haile, Hensley, Jackson, Johnson, Kyle, Lundberg, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally, their names were added as sponsors of **Senate Joint Resolution No. 704.**

On motion of Mr. Speaker McNally, his name was added to **Senate Joint Resolutions Nos. 708 and 710; and House Joint Resolution No. 685.**

On motion of Senators Akbari, Bailey, Bell, Bowling, Briggs, Dickerson, Gardenhire, Gilmore, Haile, Hensley, Jackson, Johnson, Kyle, Lundberg, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yarbrow and Mr. Speaker McNally, their names were added as sponsors of **Senate Joint Resolution No. 711.**

On motion of Senator Massey, her name was added as sponsor of **Senate Joint Resolution No. 712.**

On motion of Senators Bowling, Akbari, Bailey, Bell, Briggs, Dickerson, Gardenhire, Gilmore, Hensley, Jackson, Johnson, Kyle, Lundberg, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Southerland, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally, their names were added as sponsors of **Senate Joint Resolution No. 713.**

On motion of Senator Watson, his name was added as sponsor of **Senate Joint Resolution No. 714.**

On motion of Senator Bell, his name was added as sponsor of **Senate Joint Resolution No. 758.**

On motion of Senators Akbari, Gilmore and Yarbrow, their names were added as sponsors of **House Joint Resolution No. 1.**

On motion of Senators Johnson, Akbari, Bailey, Bell, Bowling, Briggs, Dickerson, Gardenhire, Gilmore, Haile, Hensley, Jackson, Kyle, Lundberg, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally, their names were added as sponsors of **House Joint Resolution No. 688.**

On motion of Senators Akbari and Haile, their names were added as sponsors of **House Joint Resolution No. 689.**

On motion of Senators Akbari, Bailey, Bell, Bowling, Briggs, Dickerson, Gardenhire, Gilmore, Haile, Hensley, Jackson, Johnson, Kyle, Lundberg, Massey, Niceley, Pody, Powers, Reeves, Roberts, Robinson, Rose, Stevens, Swann, Watson, White, Yager, Yarbrow and Mr. Speaker McNally, their names were added as sponsors of **House Joint Resolution No. 691.**

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On motion of Senators Swann and Southerland, their names were added as sponsors of **House Joint Resolution No. 692**.

On motion of Senator Rose, his name was added as sponsor of **House Joint Resolutions Nos. 694 and 874**.

On motion of Senators Rose, Akbari and Robinson, their names were added as sponsors of **House Joint Resolution No. 697**.

On motion of Senator Swann, his name was added as sponsor of **House Joint Resolutions Nos. 698 and 699**.

On motion of Senator Haile, his name was added as sponsor of **House Joint Resolution No. 703**.

On motion of Senator Southerland, his name was added as sponsor of **House Joint Resolution No. 728**.

### **ENGROSSED BILLS**

January 27, 2020

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolutions Nos. 779 and 780; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON  
Deputy Chief Clerk

### **ENGROSSED BILLS**

January 27, 2020

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Joint Resolutions Nos. 704, 705, 706, 708, 709, 711, 712, 713 and 714; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON  
Deputy Chief Clerk

### **MESSAGE FROM THE HOUSE**

January 28, 2020

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 733, 734, 735, 736, 737, 738, 739 and 740; adopted, for the Senate's action.

TAMMY LETZLER  
Chief Clerk

### **ENROLLED BILLS**

January 28, 2020

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MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 779 and 780; and find same correctly enrolled and ready for the signatures of the Speakers.

ALAN WHITTINGTON  
Deputy Chief Clerk

**SIGNED**

January 28, 2020

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 779 and 780.

**MESSAGE FROM THE HOUSE**

January 28, 2020

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 779 and 780; signed by the Speaker.

TAMMY LETZLER  
Chief Clerk

**REPORT OF DEPUTY CHIEF CLERK**

January 28, 2020

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolutions Nos. 779 and 780; for his action.

ALAN WHITTINGTON  
Deputy Chief Clerk

**MESSAGE FROM THE GOVERNOR**

January 28, 2020

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolutions Nos. 641, 642, 644, 646, 647, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678 and 679; with his approval.

LANG WISEMAN,  
Deputy & Counsel to the Governor

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Wednesday, January 29, 2020: Senate Joint Resolutions Nos. 715, 716, 717, 718, 719, 720, 721, 722, 724, 725, 726, 727, 728, 729, 730 and 731.

This the 27th day of January, 2020



MONDAY, JANUARY 27, 2020 – 40TH LEGISLATIVE DAY

JACKSON, Chairperson

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, January 30, 2020: Senate Joint Resolutions Nos. 733, 752, 753, 754, 755, 757, 758, 760 and 761; House Joint Resolutions Nos. 702, 703, 704, 705, 706, 708, 709, 728, 729, 730 and 731.

This the 28th day of January, 2020  
JACKSON, Chairperson

**ADJOURNMENT**

Senator Johnson moved the Senate adjourn until 8:30 a.m., Wednesday, January 29, 2020, which motion prevailed.